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| TRANSMITTAL LETTER   |                                  |                     | Case No. 8864/8        |
|--|----------------------------------|---------------------|------------------------|
| Serial No.<br>70,428   | Filing Date<br>December 22, 1999 | Examiner<br>J. Waks | Group Art Unit<br>2834 |
| Inventor(s)<br>Griffith D. Neal                              |                                  |                     |                        |
| Title of Invention<br>HIGH SPED SPINDLE MOTOR FOR DISK DRIVE |                                  |                     |                        |

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is a Response To Notice of Drawing Inconsistency With Specification, including one sheet of drawings for Figure 14; Exhibits A & B and Postcard Evidencing Receipt.

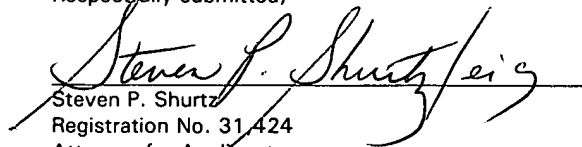
- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

|   | Claims Remaining After Amendment |       | Highest No. Previously Paid For | Present Extra |
|---|----------------------------------|-------|---------------------------------|---------------|
| Total                                     |                                  | Minus |                                 |               |
| Indep.                                    |                                  | Minus |                                 |               |
| First Presentation of Multiple Dep. Claim |                                  |       |                                 |               |

| Small Entity    |           | or | Other Than Small Entity |           |
|-----------------|-----------|----|-------------------------|-----------|
| Rate            | Add'l Fee |    | Rate                    | Add'l Fee |
| x \$9 =         |           |    | x \$18 =                |           |
| x 43 =          |           |    | x \$86 =                |           |
| + \$145 =       |           |    | + \$290 =               |           |
| Total add'l fee | \$        |    | Total add'l fee         | \$        |

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
Steven P. Shurtz  
Registration No. 31,424  
Attorney for Applicant  
Customer No. 00757 - Brinks Hofer Gilson Lione

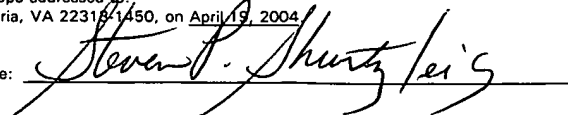
BRINKS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO, ILLINOIS 60610  
(312) 321-4200

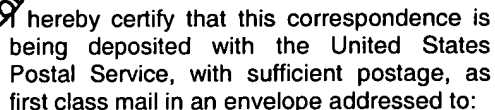
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22315-1450, on April 19, 2004.

Date:

4/19/2004

Signature:





on April 19, 2004

Date of Deposit

Steven P. Shurtz, Reg. No. 31,424

Name of applicant, assignee or  
Registered Representative

Registered Representative  
*Steven J. Shultz*  
 Signature  
 April 19, 2004

Date of Signature

**Our Case No. 8864/8**

**In re Application of:**

Griffith D. Neal

Serial No. 09/470,428

**Filing Date: December 22, 1999**

For: HIGH SPEED SPINDLE MOTOR  
FOR DISK DRIVE

**Examiner: J. Waks**

Group Art Unit: 2834

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

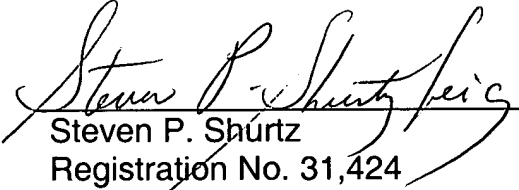
In response to the NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION mailed April 1, 2004, in the above captioned case, please consider the attached documents.

Exhibit A is a copy of the post card received from that Patent and Trademark Office acknowledging receipt of the above captioned application. The post card indicates that 13 sheets of drawings were received. Applicant's file

copy of the application as submitted includes Figure 14 as one of those 13 sheets of drawings. A copy of Figure 14 from Applicant's file is attached as Exhibit B.

It is submitted that when the application was originally received at the Patent and Trademark Office, all 13 sheets of drawings were included, and that Figure 14 was among them. Thus there is no inconsistency between the drawings filed 12-22-99 and the Brief Description of the Drawings in the specification. If Figure 14 of the original application is no longer in the file, it must have been lost subsequent to the filing of the application. A clean copy of Figure 14 is also enclosed in case it is needed for publication of the patent.

Respectfully submitted,

  
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Attorney for Applicant

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